

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: L.I. Gonzalez-Villasenor      Examiner: Not Yet Assigned  
Serial No.: 10/080,919      Group Art Unit: Not Yet Assigned  
Filed: February 22, 2002  
Title: *METHODS AND COMPOSITION FOR PRODUCTION OF RECOMBINANT PEPTIDES*

\*\*\*\*\*  
CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, Washington, D.C. 20231 on:

By: Sandra Graves      Date: December 20, 2002  
Sandra Graves

\*\*\*\*\*  
STATUS INQUIRY

Commissioner for Patents  
Washington, D.C. 20231

Sir:

More than nine (9) months have passed since the filing of the above-identified patent application.

No communication has been received from the Patent and Trademark Office regarding the subject application. No Filing Receipt has been received nor has Publication occurred. August 23, 2002 was eighteen (18) months from the earliest claimed priority.

We received the return postcard confirming the filing date of February 22, 2002 and serial number 10/080,919 (a copy of which is enclosed). On July 15, 2002, a Power of Attorney and Revocation of Previous Power of Attorney was filed with the U.S. Patent and Trademark Office.

The last communication that has been received from the U.S. Patent and Trademark Office is the return postcard confirming the receipt of the Power of Attorney and Revocation of Previous Power of Attorney (a copy of which is also enclosed).

RECEIVED  
DEC 20 2002  
OFFICE OF THE COMMISSIONER  
OF PATENTS

Kindly advise the undersigned of the present status of the application. A stamped return-addressed envelope and a duplicate copy of this inquiry is provided.

Dated: Dec 20, 2002

Respectfully submitted,

By: 

Thomas M. Saunders, Reg. No. 29,585  
Attorney for Applicants  
Brown Rudnick Berlack Israels LLP  
One Financial Center, Floor 18, Box IP  
Boston, MA 02111  
Customer No. 21710  
Tel: 617-856-8284  
Fax: 617-856-8201

USPTO TRANSMITTAL

Atty Initials: **TMS/sjg**  
Docket No.: **22918/1**

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon. Kindly acknowledge receipt by date stamping and placing this card in the outgoing mail.

Inventor(s): **L.I. Gonzalez-Villasenor**

Mailing Date: **December 20, 2002**

Appl No.: **10/080,919**

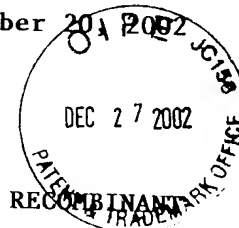
Client:

Filing Date: **February 22, 2002**

Patent No.

Issue Date:

Title: **METHODS AND COMPOSITION FOR PRODUCTION OF RECOMBINANT PEPTIDES**



Enclosed is:

Certificate of Mailing dated December 20, 2002 via first class mail.

- Status Inquiry (2 pgs.);
- copy of the return postcard dated 2/22/2002;
- copy of Power of Attorney and Revocation of Previous Power of Attorney and return postcard dated 7/15/2002; and
- stamped return-addressed envelope.



Commissioner for Patents  
Washington, DC 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY DOCKET NO./TITLE
10/080,919	02/22/2002	Lucia Irene Gonzalez-Villasenor	22918/1

Thomas M Saunders  
Brown Rudnick Berlack Israels LLP  
18th Floor  
One Financial Center  
Boston, MA 02111

CONFIRMATION NO. 7790



\*OC000000009480787\*

Date Mailed: 02/06/2003

### NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 07/22/2002.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

A handwritten signature in cursive script, reading "D. Durham".

DESHAWN D DURHAM  
OIFE (703) 308-9658

ATTORNEY/APPLICANT COPY

EXHIBIT 3

440 COMMERCIAL STREET  
BOSTON, MA 02109  
TEL: 617-227-0700  
FAX: 617-723-4609

**LORUSSO LOUD &  
KELLY LLP**

# Fax

**To:** Thomas M. Saunders, Esq.

**From:** Micki Ritchie

**Fax:** 617-856-8201

**Pages:** 32

**Phone:** 617-856-8284

**Date:** 3/18/2003

**Re:** BOL-101.

**CC:**

☐ **Urgent**    ☐ **For Review**    ☐ **Please Comment**    ☐ **Please Reply**    ☐ **Please Recycle**

• **Comments:**

Tom, I'm enclosing the docket sheets from April 18, 2002 to May 18, 2002. If I had received a notice to file missing parts, I would have docketed it for May 18, 2002 with a reminder possibly docketed for April 18, 2002.

I do not recall receiving this notice and I certainly would have docketed it if I had. You can fax over a statement to that affect and I will sign it.

Micki

TRANSMISSION VERIFICATION REPORT

TIME : 03/18/2003 15:42  
NAME : LORUSSO LOUD & KELLY  
FAX : 6177234609  
TEL : 6172270700  
SER. # : BROA3J975456

DATE, TIME	03/18 15:38
FAX NO./NAME	6178568201
DURATION	00:04:25
PAGE(S)	34
RESULT	OK
MODE	STANDARD
	ECM

440 COMMERCIAL STREET  
BOSTON, MA 02109  
TEL: 617-227-0700  
FAX: 617-723-4609

**LORUSSO LOUD &  
KELLY LLP**

# Fax

<b>To:</b> Thomas M. Saunders, Esq.	<b>From:</b> Micki Ritchie
<b>Fax:</b> 617-856-8201	<b>Pages:</b> 32
<b>Phone:</b> 617-856-8284	<b>Date:</b> 3/18/2003
<b>Re:</b> BOL-101.	<b>CC:</b>

☐ **Urgent**    ☐ **For Review**    ☐ **Please Comment**    ☐ **Please Reply**    ☐ **Please Recycle**

• **Comments:**

Tom, I'm enclosing the docket sheets from April 18, 2002 to May 18, 2002. If I had received a notice to file missing parts, I would have docketed it for May 18, 2002 with a reminder possibly docketed for April 18, 2002.

I do not recall receiving this notice and I certainly would have docketed it if I had. You can fax over a statement to that affect and I will sign it.

Micki

April 18, 2002

1 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	AU AUSAL	19332/88 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	AT AUSTR	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	BE BELGM	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	FR FRANC	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	DE GERM	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	NL HOLLN	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	IT ITALY	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	LU LUXMB	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	SE SWEDN	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	CH SWITZ	[REDACTED] 05/18/88 [REDACTED]
1MO ANNUITY DUE ANNUITIES Reminder		TMS	ARG-053	GB UNIKN	[REDACTED] 05/18/88 [REDACTED]
Tax 7.5 Second Maintenance Fee Due.			TRG-178	USA	[REDACTED] 03/24/93 [REDACTED]
IDS/DWGS Computer generated deadline.		MAV	TRG-302	USA	[REDACTED] 01/18/02

April 19, 2002

1 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
US/PCT FIL		JDW	BFC-104	USA	[REDACTED]
Computer generated deadline.					04/19/01
1MO ANNUITY	ANNUITY	JDW	DSC-159	CA	CANAD
Reminder					[REDACTED]
					05/19/95
1MO EXAM		JDW	DSC-159	CA	CANAD
Computer generated deadline.					[REDACTED]
					05/19/95
RESPONSE DUE	OFFICIAL ACTION	MAV	THI-229	CA	CANAD
Due Date					[REDACTED]
					08/10/98
1MO:IPE DEMAND	PCT-1	MAV	THI-273	PCT	[REDACTED]
					10/19/01

Remarks: 301 MAILED 2/19/02




April 20, 2002

Item	Action	Atty	Case	Ctry	Appln No/ Filing Dt/ Patent No.
Due	Type		Number		
Tax 3.5			DSHL-1139	USA	[REDACTED] 06/27/97 [REDACTED]
First Maintenance Fee Due.					
1ST REM. DUE	MAINT. FEE		FOS-103	USA	[REDACTED] 09/17/97 [REDACTED]
1ST REM. DUE	MAINT. FEE		OAA-102	USA	[REDACTED] 06/03/97 [REDACTED]
1MO:IPE DEMAND	PCT-1	JDW	PRX-102	PCT	[REDACTED] 09/26/01
Remarks: 301 MAILED 11/14/01; 304 MAILED 11/20/01 DEMAND FILED 2/13/02 - CHAPTER 2 ENTRY DUE 4/20/03					
Tax 3.5			TRG-227	USA	[REDACTED] 04/19/96 [REDACTED]
First Maintenance Fee Due.					

April 21, 2002

Function	Action	Atty	Case	Ctry	Appln No/ Filing Dt/ Patent No.
Due	Type		Number		
1ST FEE W/FINE Final	GRACE PERIOD	LAL	THI-204	USA	[REDACTED] 03/18/96 [REDACTED]
1ST FEE W/FINE Final	GRACE PERIOD	LAL	THI-247	USA	[REDACTED] 07/30/97 [REDACTED]

April 22, 2002

1 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
2WK REP: FR	FINAL REJECTION	TMS	ALG-101	USA	 09/03/98

April 23, 2002

Function	Action	Atty	Case	Ctry	Appln No/ Filing Dt/ Patent No.
Due	Type		Number		
STAT DEADLINE Final	OFFICE ACTION	TMS	ARG-584	C2 USA	[REDACTED] 07/24/98
2 WK REP OUT Due Date	OFFICE ACTION	JDW	DSCK-1214	C1 USA	[REDACTED] 01/25/00
3RD REM. DUE	MAINT. FEE		TRG-154	USA	[REDACTED] 08/23/90

Date: 04/12/02  
Time: 15:56:31

Master Docket  
From 04/22/02 to 04/28/02

Page: 1

Date/ Action Required	Atty	Client Number	Case Number	Country	Application Number/Date	Registration Number/Date
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04/25/02	AML	AOC	AOC-2173	BRAZIL	[REDACTED]	[REDACTED]
INST. RE O		Trademark:	OMNI A4		07/26/90	10/10/95
		Classes:	9.45			

04/26/02	AML	AOC	AOC-2146	THAILAND	[REDACTED]	[REDACTED]
NOTICE		Trademark:	AO PRO		10/26/92	11/18/94
		Classes:	9			

<del>04/26/02</del>	<del>AML</del>	<del>THI</del>	<del>THI-402</del>	<del>CANADA</del>	<del>[REDACTED]</del>	<del>[REDACTED]</del>
<del>RESPONSE D</del>		<del>Trademark:</del>	<del>TRUBRIGHT</del>		<del>03/05/97</del>	
		<del>Classes:</del>	<del>6</del>			

Abandoned

04/27/02	AML	AOC	AOC-2173	BRAZIL	[REDACTED]	[REDACTED]
OPPOS DUE		Trademark:	OMNI A4		07/26/90	10/10/95
		Classes:	9.45			

April 25, 2002

Condition	Action	Atty	Case	Ctry	Appln No/ Filing Dt/ Patent No.
Due	Type		Number		
2ND REM. DUE	MAINT. FEE		SDI-111	USA	[REDACTED] 01/05/94 [REDACTED]
DECL. DUE W/ \$ Due Date	MISS PARTS (2M)	MAV	TRG-301	USA	[REDACTED] 01/18/02

April 26, 2002

Ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.

RESPONSE DUE	COMMUNICATION	JDW	DSCK-525	C4	USA
Due Date					

05/08/00



Remarks: RESPONSE FILED 1/7/02 NOT FULLY RESPONSIVE

April 27, 2002

Ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
CONV. REMINDER Due Date	CONVENTION DATE	MAV	DSCK-1220	USA	[REDACTED] 07/27/01
Remarks: CONV. LTR SENT 3/25/02					
Tax 3.5 First Maintenance Fee Due.			MAV-100	USA	[REDACTED] 06/19/96 [REDACTED]
2 WKS TO 1MO IF IF DUE, NO DWGS Reminder		MAV	TRG-282	USA	[REDACTED] 08/11/00



April 28, 2002

i ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
1ST FEE W/FINE Final	GRACE PERIOD	LAL	THI-215	USA	 08/07/96 

=====  
Date: 04/26/02  
Time: 13:59:14

Master Docket  
From 04/29/02 to 05/05/02

Page: 1

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I	Date/ Action Required	Atty	Client	Case Number	Country	Application Number/Date	Registration Number/Date
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04/29/02	AML	AOC	AOC-3773	SPAIN		
OPPOS DUE		Trademark: AOCO				
		Classes: 7, 9				
						11/16/80

04/29/02	AML	AOF	AOF-2030	SPAIN		
OPPOS DUE		Trademark: AOSEPT			09/01/93	09/01/93
		Classes: 5				

04/30/02	AML	MPP	MPP-106	GERMANY		
RENEW DUE		Trademark: FH MALONEY				04/30/92



05/01/02	AML	AOC	AOC-2006A	PHILIPPINES		
1MO DECL U		Trademark: AMERICAN OPTICAL			01/30/91	

05/01/02	AML	AOS	AOS-403	PHILIPPINES		
1MO DEC. U		Trademark: AO COMPACT			02/05/98	
		Classes: 9				

<del>05/02/02</del>	<del>AML</del>	<del>AOS</del>	<del>AOS-2146</del>	<del>INDONESIA</del>		
<del>RENEW DUE</del>		<del>Trademark: AO PRO</del>				<del>11/02/92</del>
		<del>Classes: 9</del>				

*Jone*


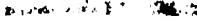

April 29, 2002

ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
2 WKS TO 1MO IF IF DUE, W/ DWGS Reminder		JDW	DSCK-1200	USA	 01/14/00
Remarks: ASSIGNMENT NEVER FILED					
IPE DEMAND Final	PCT-2	JDW	PRX-101	PCT	 09/26/01
Remarks: DEMAND FILED 3/20/02 - CH 2 ENTRY DUE 3/29/03					



April 30, 2002

ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
1MO ANNUITY DUE Reminder	ANNUITIES	LAL	DSCK-1201	EP EPO	[REDACTED] 05/01/00
1MO ANNUITY Reminder	ANNUITY	LAL	THI-120	CA CANAD	[REDACTED] 05/31/96

May 1, 2002

Item	Action	Atty	Case	Ctry	Appln No/ Filing Dt/ Patent No.
Due	Type		Number		
1ST FEE DUE Due Date	MAINTENANCE FEE	LAL	DSCK-1172 CA	CANAD	 05/01/00
1ST ANNUITY DUE Due Date	ANNUITIES	LAL	DSCK-1201 CA	CANAD	 05/01/00
2 WK REP OUT Due Date	OFFICE ACTION	MAV	THI-236 C1	USA	 12/20/00
DUE Due Date	DIA MATERIALS	TMS	TMS-100	USA	

May 2, 2002

ion Due	Action Type	Atty	Case Number	Ctry	Appln No/ Filing Dt/ Patent No.
PCT/1B/304	PCT-1	TMS	ARG-913	PCT	 01/31/02
2WK REP: FR	FINAL REJECTION	MAV	TRG-284	USA	 09/20/00

< 800 445 5555

May 3, 2002

7 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
2ND FEE W/FINE Final	GRACE PERIOD	LAL	THI-176	USA	[REDACTED] 04/25/96 [REDACTED]
Tax 3.5 First Maintenance Fee Due.		LAL	THI-262	USA	[REDACTED] 06/16/97 [REDACTED]

May 4, 2002

ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
1 MO EXTENSION Reminder	MISS PARTS (2M)	MAV	GGD-105	USA	[REDACTED] 12/07/01
1MO INST. DUE Reminder	OFFICIAL ACTION	MAV	THI-176	JP JAPAN	[REDACTED] 02/08/93
Remarks: EXTENSION OF TIME FOR 3 MONTHS CAN BE OBTAINED					
1ST REM. DUE	MAINT. FEE		TRG-245	USA	[REDACTED] 06/27/97 [REDACTED]
DECL. DUE W/ \$ Due Date	MISS PARTS (2M)	MAV	TRG-280	CI USA	[REDACTED] 02/08/02



May 5, 2002

F ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
1MO ANNUITY Reminder	ANNUITY	LAL	DSCK-1170 CA	CANAD	06/05/00

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Date: 05/03/02  
Time: 13:13:59

Master Docket  
From 05/06/02 to 05/12/02

Page: 1

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I Date/ Atty Client Case Country Application Registration  
Action Number Number/Date Number/Date  
Required  
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AML  
05/06/02 AOC AOC-2146 UNITED STATES [REDACTED] [REDACTED]  
Aff of Use Trademark: AO PRO 04/23/96 05/06/97  
Classes: 9


TMS  
05/07/02 EDM EDM-101 UNITED STATES [REDACTED] [REDACTED]  
FINAL DEAD Trademark: MONTELL 01/25/94 11/07/95  
Classes: 32

AML  
05/11/02 AOC AOC-2114 AUSTRIA [REDACTED] [REDACTED]  
NOTICE Trademark: AO ULTRALITE 09/02/92 11/11/92  
Classes: 9



May 6, 2002

/ ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
Tax 11.5	Third Maintenance Fee Due.			DAK-100	D1
				USA	09/29/89



May 7, 2002

i ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
2 WK REP OUT Due Date	OFFICE ACTION	JDW	DSCK-1158 D1	USA	 05/23/01




May 8, 2002

7 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
DWGS DUE	Computer generated deadline.	MAV	TRG-280	CI USA	 02/08/02
IDS DUE	Computer generated deadline.	MAV	TRG-280	CI USA	 02/08/02

May 9, 2002

7 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
2ND REM. DUE	MAINT. FEE		EAT-116	USA	 10/29/93 

May 10, 2002

ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
2ND FEE W/FINE Final	GRACE PERIOD	LAL	ATI-043	USA	 08/14/91 
INSTRUCTIONS Reminder	OFFICIAL ACTION	MAV	THI-228	CA CANAD	 12/17/98

May 11, 2002

ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
DUE DT-ELECTION Due Date	US-RESTRICTION	JDW	DSCK-1215 C1	USA	[REDACTED] 12/20/00
RESP DUE Due Date	OFFICE ACTION	JDW	DSCK-525 CP	USA	[REDACTED] 02/04/98
1ST REM. DUE	MAINT. FEE		EPC-156 C1	USA	[REDACTED] 07/27/98
1ST REM. DUE	MAINT. FEE		FASE-510	USA	[REDACTED] 03/21/97
1ST REM. DUE	MAINT. FEE		THI-220	USA	[REDACTED] 05/23/97
1 <sup>ST</sup> ASSIGN DUE Reminder	ASSIGNMENT	MAV	THI-242 CA	CANAD	[REDACTED] 06/11/01
1MO ASSIGN DUE Reminder	ASSIGNMENT	MAV	THI-243 CA	CANAD	[REDACTED] 06/11/01
1ST REM. DUE	MAINT. FEE		THI-251	USA	[REDACTED] 07/16/97



May 12, 2002

Ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
ANNUITY DUE Due Date	ANNUITY	LAL	THI-220	CA	CANAD [REDACTED] 05/12/97
ANNUITY DUE Due Date	ANNUITIES	LAL	THI-262	CA	CANAD [REDACTED] 05/12/98
1MON EXTENSION Reminder	US-RESTRICTION	JDW	TRG-264	CI	USA [REDACTED] 02/20/01
Remarks: INST. RECEIVED FROM TORGGLER 4/8/02 TO ELECT GROUP VII CLAIMS 14-16					
DECL. DUE W/ \$ Due Date	MISS PARTS (2M)	MAV	TRG-299	USA	[REDACTED] 10/29/01

=====  
Date: 05/10/02  
Time: 15:06:10

Master Docket  
From 05/13/02 to 05/19/02

Page: 1

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I Date/ Atty Client Case Country Application Registration  
Action Number Number/Date Number/Date  
Required  
-----

AML  
05/13/02 ACT ACT-204 UNITED STATES [REDACTED]  
Aff of Use Trademark: FLEX-NEEDLE 09/07/95 05/13/97  
Classes: 10

AML  
05/13/02 AOC AOC-2114 ITALY [REDACTED]  
NOTICE Trademark: AO ULTRALITE 11/13/92 11/13/92  
Classes: 9

AML  
05/13/02 MOD MOD-105 UNITED STATES [REDACTED]  
Aff of Use Trademark: BONIS 06/07/95 05/13/97  
Classes: 25

AML  
05/17/02 EXP EXP-102 UNITED STATES [REDACTED]  
DISCOVERY Trademark: OPPOS TO AUTOMILE

AML  
05/18/02 AOS AOS-136 INDIA [REDACTED]  
1MO RES DU Trademark: AO (BLOCK LETTERS) 12/27/99  
Classes: 9

May 13, 2002

1 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
SUPPL. DISCLOS Due Date	DISCOVERY	RMH	DSC-560	USA	C. A. 01-669
Remarks: 12/10 FILE STIPULATED PROTECTIVE ORDER OR SUBMIT FORM OF PO; 4/12 INITIAL DISCLOSURE OF EXPERT TESTIMONY					
1ST ANNUITY Due Date	ANNUITY	LAL	THI-248	AU	AUSAL [REDACTED] 05/13/97 [REDACTED]
CONV LTR Computer generated deadline.		JDW	THI-260	USA	[REDACTED] 11/13/01
1 MO TO I.F. Final	IF DUE, NO DWGS	MAV	TRG-282	USA	[REDACTED] 08/11/00

Remarks: REPORTED TO CLIENT 4/23/02




May 14, 2002

7 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
3RD REM. DUE	MAINT. FEE		IND-101	USA	[REDACTED] 09/19/89 [REDACTED]
DUE Due Date	ASSIGNMENT	MAV	THI-119	CA	CANAD [REDACTED] 09/21/00
2 MO EXT Reminder	OFFICE ACTION	MAV	THI-119	C1	USA [REDACTED] 09/21/00
3RD REM. DUE	MAINT. FEE		THI-165	USA	[REDACTED] 07/06/90 [REDACTED]


May 15, 2002

ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
3RD FEE W/FINE Final	GRACE PERIOD	LAL	BEI-120	USA	[REDACTED] 11/09/90 [REDACTED]
1 MO TO IF/DWGS IF DUE, W/ DWGS Final		JDW	DSCK-1200	USA	[REDACTED] 01/14/00
Remarks: ASSIGNMENT NEVER FILED					
2 WKS TO 1MO IF IF DUE, W/ DWGS Reminder		MAV	TRG-294	USA	[REDACTED] 07/06/01
Remarks: REPORTED TO CLIENT 4/23/02					

May 16, 2002

7 ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
DES. STATES Due Date	DESIGNATION	JDW	DSCK-1221 EP	EPO	 06/06/01
2ND REM. DUE	MAINT. FEE		THI-188	USA	 07/20/93 

May 18, 2002

ion	Action	Atty	Case	Ctry	Appln No/
Due	Type		Number		Filing Dt/ Patent No.
2 WKS TO 1MO IF IF DUE, NO DWGS Reminder		MAV	TRG-286	USA	 10/10/00

Remarks: REPORTED TO CLIENT 4/23/02

Attorney Docket No. 22918/1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lucia Irene Gonzalez-Villasenor Examiner: Not Yet Assigned  
Application No: 10/080,919 Group Art Unit: Not Yet Assigned  
Filed: February 22, 2002  
Title: METHODS AND COMPOSITIONS FOR PRODUCTION OF  
RECOMBINANT PEPTIDES

**CERTIFICATE OF EXPRESS MAIL**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and is addressed to Box Petitions, Commissioner for Patents, Washington, DC 20231: Express Mail Label No.: EV 231605458US.

By: Sandra GravesSandra Graves

April 1, 2003

Box Petitions  
Commissioner for Patents  
Washington, DC 20231

**DECLARATION OF MARGARET RITCHIE**

Dear Sir:

I, Margaret Ritchie, hereby declare that:

1. I am the Docket Clerk at the law firm of Lorusso & Loud (now Lorusso Loud & Kelly);
2. I have been the Docket Clerk at Lorusso & Loud for many years including the time when the above-referenced patent application (Lorusso & Loud Reference BOL-101) was filed on February 22, 2002, and when the provisional application was filed on February 23, 2001;
3. Having recently reviewed the records maintained at Lorusso & Loud in response to a telephone inquiry from Thomas M. Saunders, I did not find any record of a Notice to File Missing Parts of Non-Provisional Application, with a mailing date of March 18, 2002, was ever received at Lorusso & Loud related to BOL-101, the above-noted application;

EXHIBIT 5



Serial No.: 10/080,919  
Filed: February 22, 2002  
Page 2 of 2

4. Having just reviewed the records maintained at Lorusso & Loud in response to a telephone inquiry from Thomas M. Saunders, I did not find any record that a Notice of Abandonment was ever received at Lorusso & Loud related to BOL-101, the above-noted application

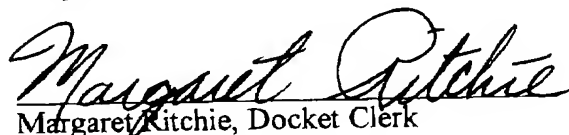
5. For a Notice to File Missing Parts of Non-Provisional Application dated March 18, 2002, in ordinary course of business as the Lorusso & Loud Docket Clerk, I would have entered the Notice as a reminder due date in 1 month on April 18, 2002 and "due date" on May 18, 2002. No BOL-101 entry appeared. I sent these docket sheets to Thomas M. Saunders last week.

6. To date, no Notice of Abandonment in the above-noted matter has been received at Lorusso & Loud or Lorusso Loud & Kelly.

I hereby declare that all statements made herein of my own knowledge are true and that all statements were made on information and belief and are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted by:

March 28, 2003

  
Margaret Ritchie, Docket Clerk  
LORUSSO LOUD & KELLY LLP  
440 Commercial Street  
Boston, MA 02109

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lucia Irene Gonzalez-Villasenor Examiner: Not Yet Assigned  
Application No: 10/080,919 Group Art Unit: Not Yet Assigned  
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By: Sandra Graves  
Sandra Graves

April 1, 2003

Box Petitions  
Box DAC  
Commissioner for Patents  
Washington, DC 20231

**DECLARATION OF JUNE KAPS**

Dear Sir:

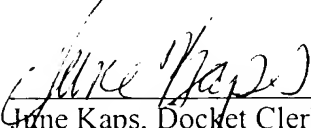
I, June Kaps, hereby declare that:

1. I am the Docket Clerk at the law firm of Brown Rudnick Berlack Israels LLP;
2. I have been the Docket Clerk at Brown Rudnick Berlack Israels LLP for the entire time that Thomas M. Saunders has been employed with Brown Rudnick Berlack Israels LLP;
3. Having recently reviewed the records maintained at Brown Rudnick Berlack Israels LLP, I did not find any record of a Notice to File Missing Parts of Non-Provisional Application, with a mailing date of March 18, 2002, related to the above-noted application;
4. To date, no Notice of Abandonment in the above-noted matter has been received at Brown Rudnick Berlack Israels LLP.

I hereby declare that all statements made herein of my own knowledge are true and that all statements were made on information and belief and are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted by:

April 1, 2003

  
\_\_\_\_\_  
June Kaps, Docket Clerk  
Brown Rudnick Berlack Israels LLP  
One Financial Center  
Floor 18, Box IP  
Boston, MA 02111  
Tel.: 617-856-8411  
Fax: 617-856-8201  
Email: [ip@brbilaw.com](mailto:ip@brbilaw.com)  
Customer No.: 21710

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lucia Irene Gonzalez-Villasenor Examiner: Not Yet Assigned  
Application No: 10/080,919 Group Art Unit: Not Yet Assigned  
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By: Sandra Graves

April 1, 2003

Box Petitions  
Box DAC  
Commissioner for Patents  
Washington, DC 20231

**DECLARATION OF MICHELLE PHINNEY**

Dear Sir:

I, Michelle Phinney, hereby declare that:


1. I am a Legal Executive Assistant at the law firm of Brown Rudnick Berlack  
Israel LLP;
2. I was the Legal Executive Assistant for Thomas M. Saunders at Brown Rudnick  
Berlack Israel LLP from April 28, 2002 through September 9, 2002;
3. Having reviewed the file maintained at Brown Rudnick Berlack Israel LLP, I did  
not find any record of a Notice to File Missing Parts of Non-Provisional Application, with a  
mailing date of March 18, 2002, related to the above-noted application;

4. No Notice of Abandonment in the above-noted matter has been received at Brown Rudnick Berlack Israels LLP.

I hereby declare that all statements made herein of my own knowledge are true and that all statements were made on information and belief and are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted by:

April 1, 2003

  
Michelle Phinney  
Legal Executive Assistant  
Brown Rudnick Berlack Israels LLP  
One Financial Center  
Floor 18, Box IP  
Boston, MA 02111  
Tel.: 617-856-8424  
Fax: 617-856-8201  
Email: [jp@brbilaw.com](mailto:jp@brbilaw.com)  
Customer No.: 21710

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lucia Irene Gonzalez-Villasenor Examiner: Not Yet Assigned  
Application No: 10/080,919 Group Art Unit: Not Yet Assigned  
Filed: February 22, 2002  
Title: METHODS AND COMPOSITIONS FOR PRODUCTION OF  
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By: Sandra Graves

April 1, 2003  
Date

Box Petitions  
Box DAC  
Commissioner for Patents  
Washington, DC 20231

DECLARATION OF SANDRA GRAVES

Dear Sir:

I, Sandra Graves, hereby declare that:

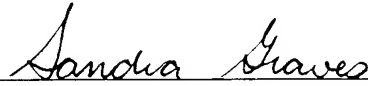
1. I am a Legal Executive Assistant at the law firm of Brown Rudnick Berlack  
Israels LLP;
2. I am the Legal Executive Assistant for Thomas M. Saunders at Brown Rudnick  
Berlack Israels LLP and have been since September 9, 2002;
3. Having reviewed the file maintained at Brown Rudnick Berlack Israels LLP, I did  
not find any record of a Notice to File Missing Parts of Non-Provisional Application, with a  
mailing date of March 18, 2002, related to the above-noted application;

4. To date, No Notice of Abandonment in the above-noted matter has been received at Brown Rudnick Berlack Israels LLP.

I hereby declare that all statements made herein of my own knowledge are true and that all statements were made on information and belief and are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted by:

April 1, 2003

  
Sandra Graves  
Legal Executive Assistant  
Brown Rudnick Berlack Israels LLP  
One Financial Center  
Floor 18, Box IP  
Boston, MA 02111  
Tel.: 617-856-8154  
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Customer No.: 21710